

# THOMPSON & KNIGHT LLP

ATTORNEYS AND COUNSELORS

DIRECT DIAL: (512) 469-6130  
EMAIL: James.Morriss@tklaw.com

1900 SAN JACINTO CENTER  
98 SAN JACINTO BOULEVARD  
AUSTIN, TEXAS 78701-4081  
(512) 469-6100  
FAX (512) 469-6180  
www.tklaw.com

AUSTIN  
DALLAS  
FORT WORTH  
HOUSTON

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PARIS  
RIO DE JANEIRO

October 29, 2004

**VIA FACSIMILE (214) 665-6460 AND CERTIFIED  
MAIL, RETURN RECEIPT REQUESTED**

Ms. Barbara A. Nann, Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region 6  
Office of Regional Counsel (6RC-S)  
1445 Ross Avenue, Suite 1200  
Dallas, Texas 75202-2733

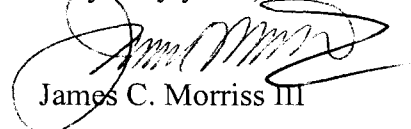
Re: Remedial Investigation and Feasibility Study for the Gulfco Marine Maintenance  
Superfund Site in Freeport Texas (the "Site")

Dear Ms. Nann:

As you know, we represent The Dow Chemical Company ("Dow"). As we have informed you by letter and telephone calls over the last week, Dow and Sequa Corporation ("Sequa") have been working to reach an agreement to conduct the Remedial Investigation and Feasibility Study ("RI/FS") at the Site. This letter is to advise the Environmental Protection Agency ("EPA") that Dow and Sequa agree to conduct the RI/FS at the Site assuming EPA, Dow and Sequa can negotiate a mutually acceptable scope of work and agreed order for the RI/FS. We will call you to schedule a meeting to discuss the scope of work and terms of an agree order once Dow and Sequa have selected a contractor to assist the companies with this project. The selection process is well underway and we expect to make the selection during the first two weeks of November. Please let me know if EPA would like to meet with Dow and Sequa at an earlier date. Dow and Sequa will continue discussions with LDL Coastal with the goal of reaching an agreement that will foster the redevelopment opportunities afforded by this Site.

We look forward to meeting with you soon. If you have any questions concerning this letter, please call.

Very truly yours,



James C. Morriss III

cc: F. William Mahley  
Tobias Smith  
Sandi Van Wormer

